

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.16231 of 2008
PRAYAG CHAUHAN
Versus
STATE OF BIHAR

4 07/07/2008 Heard learned counsel for the petitioner and learned counsel representing the State.

Prayer for bail of the petitioner was earlier rejected in the month of January, 2008 and again he has renewed his prayer after a few months.

The petitioner is an accused of a case registered under section 376 of the Indian Penal Code. The petitioner happens to be fairly aged person and the victim is aged about 10 years.

Submission is that no witness has supported the case. The medical report does not corroborate any injury upon the victim.

The victim of rape is the best witness to say about the occurrence and she has been examined under section 161 Cr.P.C. in which she has stated that how she was enticed away by this petitioner who offered her chocolate and took her towards lonely place and committed such indecent act.

Considering the allegation, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer for bail is rejected.

avin.

(Shyam Kishore Sharma, J.)